

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NEVADA

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In The Matter of Charges and
Complaint Against
ANNETTE MAYES, M.D.
Respondent.

Case No. 10-10585-1

FILED

SEP - 1 2010

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: 

COMPLAINT

The Investigative Committee of the Nevada State Board of Medical Examiners, composed at the time filing was approved of Benjamin J. Rodriguez, M.D., Mr. Van Heffner, and Beverly Neyland, M.D., having a reasonable basis to believe that Annette Mayes, M.D. hereinafter referred to as Dr. Mayes, has violated the provisions of NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's charges and allegations, as follows:

1. Dr. Mayes is currently licensed in active status (License No. 7200), and was so licensed on July 28, 1994 by the Nevada State Board of Medical Examiners pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes.

2. Patient A was a twenty-nine year old female patient at the time of the incident in question. Her true identity is not disclosed to protect her privacy, but her identity is disclosed in the Patient Designation served on Dr. Mayes along with a copy of this Complaint.

3. Patient A was pregnant and presented to University Medical Center in Las Vegas on the morning of August 23, 2004 at term.

4. Patient A reported experiencing contractions since approximately 3:00 a.m. that morning and had some bloody discharge. A Labor & Delivery Assessment noted fetal stimulation was completed at 10:20 a.m. with no fetal response. At 10:42 a.m., the fetal heart rate decelerated to 80's and 90's, for three to four minute intervals with slow recovery.

Count II

13. NAC 630.040 defines malpractice as the failure of a physician, in treating a patient, to use the reasonable care, skill, or knowledge ordinarily used under similar circumstances.

14. NRS 630.301(4) provides that malpractice is grounds for initiating discipline against a physician licensee.

15. Dr. Mayes failed to use the reasonable care, skill, or knowledge ordinarily used under similar circumstances when she proceeded to order augmentation of labor prior to personally evaluating Patient A and obtaining appropriate informed consent and therefore Dr. Mayes is in violation of NRS 630.301(4).

16. By reason of the foregoing, Dr. Mayes is subject to discipline by the Nevada State Board of Medical Examiners as provided in NRS 630.352.

WHEREFORE, the Investigative Committee prays:

1. That the Nevada State Board of Medical Examiners give Dr. Mayes notice of the charges herein against her and give her notice that she may file an answer to the Complaint herein as set forth in Section 630.339 of the Nevada Revised Statutes within twenty (20) days of service of the Complaint.

2. That the Nevada State Board of Medical Examiners set a time and place for a formal hearing after holding an Early Case Conference pursuant to NRS 630.339(3);

3. That the Nevada State Board of Medical Examiners determine what sanctions it determines to impose if it determines there has been a violation or violations of the Medical Practice Act (Nevada Revised Statutes Chapter 630) committed by Dr. Mayes; and

4. That the Nevada State Board of Medical Examiners make, issue and serve on Dr. Mayes its findings of facts, conclusions of law and order, in writing, that includes the sanctions imposed; and

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1 5. That the Nevada State Board of Medical Examiners take such other and further
2 action as may be just and proper in these premises.

3 DATED this 1st day of September, 2010.

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5 THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

6 By: 
7 Lyn E. Beggs, Esq.
8 General Counsel and Attorney for the Investigative Committee

9 **VERIFICATION**

10 STATE OF NEVADA)
11 : ss.
12 COUNTY OF CLARK)

13 BENJAMIN J. RODRIGUEZ, M.D., having been duly sworn, hereby deposes and states
14 under penalty of perjury that he is the Chairman of the Investigative Committee of the Nevada
15 State Board of Medical Examiners that authorized the complaint against the Respondent herein;
16 that he has read the foregoing Complaint; and that based upon information discovered in the
17 course of the investigation into a complaint against Respondent, he believes that the allegations
18 and charges in the foregoing Complaint against Respondent are true, accurate, and correct.

19 DATED this 1st day of September, 2010.

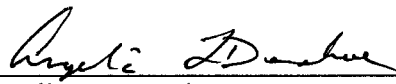
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21 BENJAMIN J. RODRIGUEZ, M.D.
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CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 1st day of September 2010; I served a file copy of the COMPLAINT, PATIENT DESIGNATION, ORIGINAL SETTLEMENT, WAIVER & CONSENT AGREEMENT and Fingerprint Information by mailing via USPS certified return receipt to the following:

Annette Mayes, M.D.
1815 E. Lake Mead Blvd. #314
North Las Vegas, NV 89030

Dated this 1st day of September 2010.



Angelia L. Donohoe
Legal Assistant